

BILL ANALYSIS

Senate Research Center
87R2060 MCF-F

S.B. 74
By: Miles
Health & Human Services
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As Filed

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

In 2013, Cancer Prevention and Research Institute of Texas (CPRIT) updated the Texas Administrative Code after amendments were made to the general provisions of the Texas Health and Safety Code, Chapter 102, Cancer Prevention and Research Institute of Texas, during the legislative session. The code allows institutions of higher education to use the federally negotiated indirect cost rate as credit to meet the required matching funds for CPRIT research grant awards.

The purpose of this bill is to provide research institutions that are not designated as an institution of higher education, but rather are connected with a hospital, the same opportunity to compete for talented researchers and grant funding as those entities affiliated with colleges and universities currently have.

S.B. 74 amends the Contract Terms section of the Cancer Prevention and Research Institute of Texas chapter in the Health and Safety Code to allow a research institute affiliated with an institution of higher education to use federally negotiated rates as a source of meeting the matching fund requirement for its equitable portion of CPRIT research awards.

This change would allow affiliated research institutes the same allowances as institutions of higher education when funding their share of the grant costs for CPRIT research.

As proposed, S.B. 74 amends current law relating to the contract terms of certain grants awarded by the Cancer Prevention and Research Institute of Texas.

RULEMAKING AUTHORITY

Rulemaking authority previously granted to the Cancer Prevention and Research Institute of Texas is modified in SECTION 1 (Section 102.255, Health and Safety Code) of this bill.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 102.255(d), Health and Safety Code, as follows:

(d) Requires that the rules adopted by the Cancer Prevention and Research Institute of Texas specifying how a grant recipient fulfills obligations under Subchapter F (Procedure for Making Awards), require at a minimum:

- (1) allowing, among others, a grant recipient that is an institution of higher education (IHE) or a private or independent IHE, rather than a grant recipient that is a public or private IHE, or a research institute or center affiliated with the IHE, to credit toward the recipient's matching funds the dollar amount equivalent to the difference between the indirect cost rate authorized by the federal government for research grants awarded to the recipient and a certain authorized indirect cost rate;
- (2) makes conforming changes to this subdivision; and
- (3) - (9) makes no changes to these subdivisions.

SECTION 2. Effective date: upon passage or September 1, 2021.